

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

TORREY GRAGG, on his own behalf and on
behalf of similarly situated persons,

Plaintiff,

v.

ORANGE CAB COMPANY, INC., a
Washington corporation; and RIDECHARGE,
INC., a Delaware corporation d/b/a TAXI
MAGIC,

Defendants.

No. C12-0576RSL

**DECLARATION OF SETTLEMENT
ADMINISTRATOR
JENNIFER M. KEOUGH**

The Honorable Robert S. Lasnik

I, JENNIFER M. KEOUGH, declare as follows:

1. I am the Chief Executive Officer of JND Legal Administration LLC (“JND”).

JND is a legal administration services provider with operations centers in Denver, Minneapolis, and Seattle. JND has extensive experience with all aspects of legal administration and has administered settlements in hundreds of class action cases.

2. JND is serving as the Settlement Administrator (“Administrator”) in the above-captioned litigation (“Action”), as ordered by the Court in its Order Granting Preliminary Approval of Class Action Settlement dated March 1, 2017 (“Order”). This Declaration is based

on my personal knowledge, as well as upon information provided to me by experienced JND employees, and if called upon to do so, I could and would testify competently thereto.

CAFA NOTICE

3. On February 10, 2017, JND mailed a cover letter (including a list of case documents) and a CD-ROM containing PDF copies of certain case documents required under the Class Action Fairness Act of 2005 (“CAFA”), 28 U.S.C. § 1715 (together with the cover letter, the “CAFA Notice”) to 60 Attorneys General and other appropriate federal and state officials advising them of the settlement. A true and correct copy of the cover letter and list of case documents is attached as **Exhibit A**.

CLASS MEMBER DATA

4. On or about March 13, 2017, JND received a number of spreadsheets containing, among other information, the names and addresses of individuals identified as Class Members. The spreadsheets contained contact information for 60,670 Class Members, of which 5,737 had been returned as undeliverable following the initial notice mailing. The data therefore contained 54,933 potentially deliverable Class Member records.

5. Prior to mailing notices, JND updated Class Member address information using data from the National Change of Address (“NCOA”) database. After these updates, the mailing data was de-duplicated, leaving a total of 54,261 Class Members with a mailing address (“Class Mailing List”). This Class Member data was promptly loaded into a database established for this Action.

NOTICE MAILING

6. On March 31, 2017, JND mailed a postcard notice containing a taxi cab voucher code (“Notice”) via first-class regular mail to the 54,261 addresses for the Class Members identified through Defendants’ records. A sample of the Notice is attached hereto as **Exhibit B**.

7. As of the date of this Declaration, JND has tracked 6,181 Notices from the original mailing that have been returned to JND as undeliverable at the address provided. JND re-mailed a total of 396 Notices to forwarding addresses provided by the U.S. Postal Service. Of the Notices that were re-mailed, 24 have been returned to JND as undeliverable. After all mailing attempts, there were 48,452 class members whose Notices were not returned.

PUBLICATION NOTICE

8. On March 30, 2017, and April 6, 2017, JND caused a publication version of the legal notice ("Publication Notice") to appear in *The Seattle Times*. Copies of the Publication Notice, as they appeared in each edition of the paper, are attached as **Exhibit C**.

9. The Publication Notice informed readers of the basic details of the Settlement, and directed them to the website and toll-free number, by which they could obtain a copy of the Notice, submit a Claim Form, or ask additional questions about the Settlement.

WEBSITE

10. On March 29, 2017, JND established a dedicated information website (www.taxitextsettlement.com) which hosts copies of important case documents, answers frequently asked questions, and provided administrator contact information for mail or e-mail contact. As of the date of this Declaration, the settlement website tracked 5,981 page views, and 260 case document views. A single visitor to the website can register multiple views.

OBJECTIONS

11. The Notice informed recipients that any Class Member who wanted to object to the approval of the Settlement could do so by submitting a written statement to Class Counsel on or before May 30, 2017.

12. As of the date of this Declaration, JND did not receive any objections to the proposed settlement.

REQUESTS FOR EXCLUSIONS

13. The Notice informed recipients that any Class Member who wanted to exclude himself from the Settlement (“opt-out”) must send a signed letter to JND stating that they “want to opt out of the Taxi Text Settlement,” postmarked on or before May 30, 2017.

14. As of the date of this Declaration, JND did not receive any opt-out requests.

CLAIM FORMS

15. The Notice informed recipients that any Class Member wishing to receive a settlement payment must complete and sign a Claim Form and submit it to JND so that it was postmarked on or before May 30, 2017, if sent via mail, or received by May 30, 2017, if submitted online.

16. As of the date of this Declaration, JND received a total of 283 Claim Forms.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on June 26, 2017, at Seattle, Washington.

By: Jennifer M. Keough
Jennifer M. Keough

EXHIBIT A

February 10, 2017

VIA PRIORITY MAIL

The United States Attorney General
and All State Attorneys General on the attached Service List

Re: Notice of Proposed Class Action Settlement in *Torrey Gragg v. Orange Cab Company, Inc., et al.*, Case No. 2:12-cv-00576-RSL (W.D. Wash.)

Dear Madam or Sir:

Pursuant to 28 U.S.C. § 1715, Defendants Orange Cab Company, Inc. and RideCharge, Inc. hereby provide notice of a proposed class action settlement in the above-referenced matter pending in the United States District Court for the Western District of Washington. Defendants deny any wrongdoing or liability whatsoever, but have decided to settle this action solely in order to eliminate the burden, expense, and uncertainties of further litigation. In compliance with 28 U.S.C. § 1715(b), the following documents referenced below are included on the CD-ROM that is enclosed with this letter:

1. **28 U.S.C. § 1715(b)(1) – Complaint and Related Materials:** Copies of the *Plaintiff's Complaint for Injunctive Relief and Damages*, *Plaintiff's First Amended Complaint for Damages and Injunctive Relief*, and *Plaintiff's Second Amended Complaint for Injunctive Relief and Damages* are included on the enclosed CD-ROM.
2. **28 U.S.C. § 1715(b)(2) – Notice of Any Scheduled Judicial Hearing:** As of February 10, 2017, the Court has not yet scheduled any judicial hearings in this matter.
3. **28 U.S.C. § 1715(b)(3) – Notification to Class Members:** Copies of the *Postcard Notice*, *Publication Notice*, *Long-Form Notice*, and *Claim Form* to be provided to the class are included on the enclosed CD-ROM.
4. **28 U.S.C. § 1715(b)(4) – Proposed Class Action Settlement Agreement:** A copy of the proposed *Settlement Agreement and Release of Claims* is included on the enclosed CD-ROM.
5. **28 U.S.C. § 1715(b)(5) – Any Settlement or Other Agreement:** A *Settlement Term Sheet* is included on the enclosed CD-ROM. As of February 10, 2017, aside from the *Settlement Agreement and Release of Claims* and the *Settlement Term Sheet*, no other settlement or agreement has been made between class counsel and Defendants' counsel.

Jefferson B. Sessions

February 10, 2017

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6. **28 U.S.C. § 1715(b)(6) – Final Judgment:** As of February 10, 2017, no final judgment or notice of dismissal have been entered in the action. A copy of the *[Proposed] Settlement Order and Final Judgment* is included on the enclosed CD-ROM.
7. **28 U.S.C. § 1715(b)(7)(A) – Names of Class Members/Estimate of Class Members:** Pursuant to 28 U.S.C. § 1715(b)(7)(A), a complete list of names of known potential class members by State residence as well as an estimated proportionate share of the settlement of potential class members by State is included on the enclosed CD-ROM.
8. **28 U.S.C. § 1715(b)(8) – Judicial Opinions Related to the Settlement:** As of February 10, 2017, there has been no written judicial opinion related to the materials described in 28 U.S.C. § 1715(b)(3)-(6).
9. **Other Material:** Although not required under 28 U.S.C. § 1715, Defendants also include on the enclosed CD-ROM *Plaintiff's Unopposed Motion for Preliminary Approval of Class Action Settlement, Declaration of Donald W. Heyrich in Support of Plaintiff's Motion for Preliminary Approval of Class Action Settlement*, and *[Proposed] Order Granting Preliminary Approval of Class Action Settlement*.

Defendants will ask the Court to find that this Notice complies with 28 U.S.C. § 1715. Defendants do not intend to supplement this Notice. If you have questions about this Notice, the lawsuit, or the enclosed materials, or if you did not receive any of the listed materials, please feel free to contact any of the undersigned counsel for Defendants.

Sincerely,

For Defendant RideCharge, Inc.

DAVIS WRIGHT TREMAINE LLP

By: s/Kenneth E. Payson

Kenneth E. Payson

1201 Third Avenue, Suite 2200

Seattle, Washington 98101-3045

Telephone: 206.622.3150

kenpayson@dwt.com

Jefferson B. Sessions
February 10, 2017
Page 3

For Defendant Orange Cab Company, Inc.

LEWIS BRISBOIS BISGAARD & SMITH LLP

By: s/Benjamin A. Stone
Benjamin A. Stone
1111 Third Avenue, Suite 2700
Seattle, Washington 98101-3224
Telephone: 206.436.2020
Benjamin.Stone@lewisbrisbois.com

Enclosures CD-ROM
 Service List

EXHIBIT B

LEGAL NOTICE

**If you received an Orange
Cab dispatch notification
text message on your cell
phone, you may be entitled
to benefits under a class
action settlement.**

*This notice may affect your legal rights.
Please read it carefully.*

This is an official court notice from the United States District Court for the Western District of Washington, *Gragg v. Orange Cab Co., Inc. and RideCharge, Inc.*, No. C12-0576RSL.

www.taxitextsettlement.com

Taxi Text Settlement
c/o JND Class Action Administration
P.O. Box 6878
Broomfield, CO 80021

First-Class
Mail
US Postage
Paid
Permit # 45

Claim #: [CF_Printed_ID]

«First1» «Last1»
«CO»
«Addr1» «Addr2»4
«City», «St» «Zip»
«Country»
«IM Barcode»

OCC

What is the lawsuit about?

A proposed settlement has been reached with Orange Cab Co., Inc. and RideCharge, Inc. (“Defendants”) in a class action lawsuit that claims, among other things, that RideCharge sent an Orange Cab dispatch notification text message without prior express consent to cellular telephones in violation of state and federal law. Defendants deny any wrongdoing and believe the dispatch notification text messaging complied with applicable law. Defendants have agreed to provide taxi ride Vouchers and cash payments to eligible Settlement Class Members, and other relief, to resolve the claims in this lawsuit.

Why did I Receive a Notice?

Defendants’ records show you may be included in the Settlement Class which includes all persons or entities who received at least one Orange Cab dispatch notification text message on their cellular telephone from RideCharge.

Settlement Class Members whose names and addresses were identified have been sent a \$12 Voucher on the reverse side of this notice. Settlement Class Members who submit a valid Claim Form will also be eligible to receive a cash payment of \$48, as well as a \$12 Voucher if they were not sent one earlier.

How do I claim a payment, and how do I get a Voucher if a Voucher was not sent to me?

Go to www.taxitextsettlement.com and file a claim online or download, print, complete, and mail a Claim Form to the Settlement Administrator. Claim Forms must be **submitted or postmarked by May 30, 2017**.

What are my other options?

If you do not want to be legally bound by this settlement, you must exclude yourself by submitting a request for exclusion **postmarked by May 30, 2017**. Unless you exclude yourself, you will not be able to sue any of the Defendants or other Released Parties for any of the Released Claims. If you do not exclude yourself, you may object and notify the Court that you or your lawyer intends to appear at the Court’s hearing. Objections must be **postmarked by May 30, 2017**. For more information, including a more detailed Class Notice, Claim Form, and Settlement Agreement go to www.taxitextsettlement.com.

Settlement Hearing:

The Court will hold a hearing on December 7, 2017, at 9:00 am, to consider whether to approve: (1) the settlement; (2) Class Counsel’s request for \$991,392 in attorneys’ fees and \$130,000 in out-of-pocket litigation costs; and (3) a \$7,500 Service Award to the Representative Plaintiff (Torrey Gragg). If approved, these fees, costs, and Service Award, as well as the costs of Class Notice and Settlement Administration will be paid by Defendants. You may appear at the hearing, but you do not have to. You also may hire your own attorney, at your own expense, to appear or speak for you at the hearing.

ORANGE CAB \$12 TAXI VOUCHER

(To be completed by the taxi driver.)

Taxi Driver Name: _____

Rider Name: _____

Rider Phone Number: _____

Date of Presentment: _____

Total Fare Amount: _____

Cab #: _____ Orange ID: _____ Trip #: _____ Act # 3035

Call (206) 522-8800 to schedule a ride using your Voucher number on the reverse side.

Valid Until June 29, 2017

Only one Voucher may be redeemed by any one person. Valid for a single taxi ride with customer responsible for amount of said taxi ride exceeding \$12.00. May not be combined with any other Voucher or offer.

Voucher No. **XXXXXXXXXXXXXX**



POSTAGE WILL BE PAID BY ADDRESSEE

Taxi Text Settlement
c/o JND Class Action Administration
P.O. Box 6878
Broomfield, CO 80021

NO POSTAGE
NECESSARY IF
MAILED
IN THE
UNITED STATES

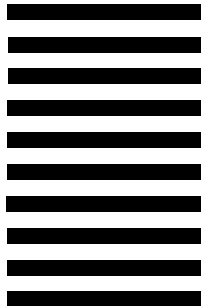


EXHIBIT C

< Arena FROM C1

the next 11 months. There is a two-year renewal option at \$5,000 per month once the first year is up.

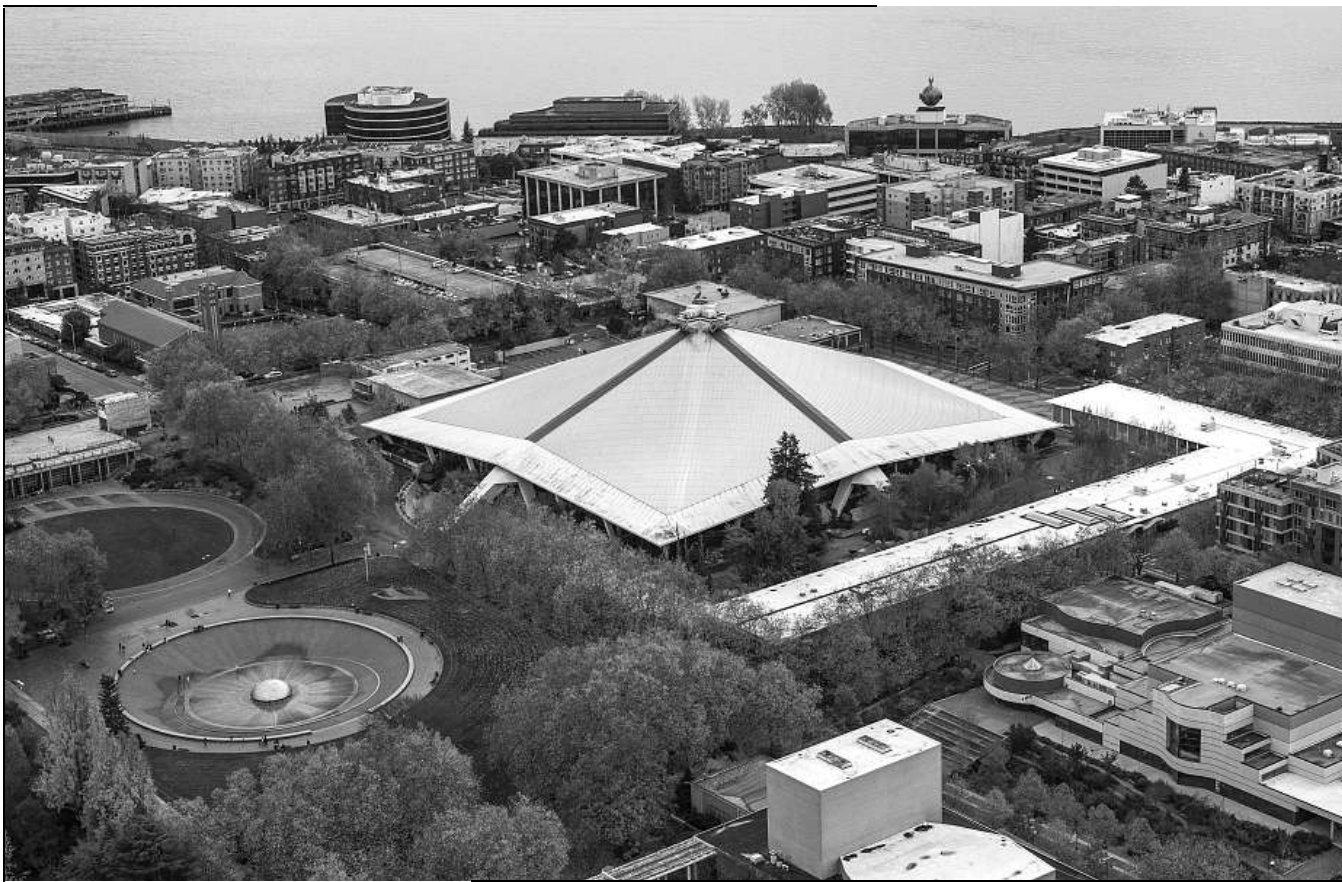
The deal does not require East, listed as the deal's project manager for CBE, to register as a lobbyist even though her scope of work entails "the development of relationships with key elected officials, department directors, agency staff and others."

McGraw said the nature and relatively low volume of the work East is doing does not by law require lobbyist registration.

"We really just don't do the same amount of volume that the city and the county do at general purpose government," he said. "They're spending a lot of money on a lot of different issues. Whereas we as a special purpose government have a few issues comparatively that we get involved in."

A Puget Sound Business Journal story reported that the Port had given East a list of essential strategies for supporting KeyArena redevelopment while opposing the Sodo project. Six weeks later, she returned with a draft agenda for a meeting with the Port on KeyArena, developing a "coalition approach" to generating support for its redevelopment.

McGraw said Port commis-



DEAN RUTZ / THE SEATTLE TIMES

Two groups are expected to submit proposals to renovate KeyArena.

sion president Tom Albrow was not involved in negotiating or approving the contract. That was handled by the Port's local Seattle lobbyist, Lindsay Wolpa, and a group of staffers.

Last week, Albrow said he had recused himself in January from all KeyArena discussions because his company has a 10-year city contract to

manage the Seattle Monorail. One company expected to submit a proposal to renovate KeyArena, the Oak View Group of Los Angeles, has said the Monorail factors into its transportation and parking mitigation plan.

A second company that has said it will submit a KeyArena proposal — Anschutz Entertainment Group, also of

L.A. — is expected to incorporate the Monorail into its plans.

Albrow has announced he won't seek re-election this fall.

He has not been accused of ethics violations, and the city has no plans to alter his contract or the KeyArena proposal process. City officials had known for years of Al-

bro's Monorail ties, and an Oak View Group spokesperson said last week the company was told ahead of time of his potential conflict.

Proposals to renovate KeyArena are due April 12. The Port has long opposed a rival project pitched in Sodo District by entrepreneur Chris Hansen and has actively campaigned against

it for years using paid lobbyists, executives and other staffers.

Hansen also employs two of Seattle's best-connected lobbyists — Rollin Fatland and Lynn Claudon — who also have met privately with city officials the past few years. On Jan. 6 Fatland made a public-records request asking the Port to release all documents pertaining to its CBE contract.

Those documents subsequently were released to Fatland and published on the Port's website. They were then picked up on by some local broadcast media.

As for spending public money on a CBE contract that supports private KeyArena ventures over Hansen's efforts in Sodo, McGraw said the Port views it as protecting the public's interest. McGraw said the Port believes it is protecting working-class jobs by opposing industrial lands being redeveloped for a Sodo arena.

McGraw added the CBE contract money is relatively low in the overall scheme of consulting deals done by the Port annually. He could not give exact details when asked about how the CBE contract compares with other deals, nor say how much of it involves direct KeyArena promotion compared with other industrial lands work.

Geoff Baker: 206-464-8286 or gbaker@seattletimes.com. On Twitter @GeoffBakerTIMES.

PUBLIC NOTICES

To place a legal ad call 206/652-6018 or email us at legals@seattletimes.com

Public Notices

AT&T Mobility, LLC is proposing to modify an existing telecommunications tower facility located in Tiger Mountain State Forest approximately 1.4 miles northeast of the intersection of Route 18 and Issaquah-Hobart Road SE, Maple Valley, WA. The modification will consist of replacing two existing antennas with two new antennas (one per sector) to a height of 220 feet above ground level on the existing 144-foot transmission tower. Any interested party wishing to submit comments regarding the potential effects the proposed facility may have on any historic property may do so by sending comments to: Project #17000860-MRG c/o EBI Consulting, 3703 Long Beach Blvd., Suite 421, 2nd Floor, Long Beach, CA, 90807 or via telephone at (339) 234-3535.

**CITY OF BELLEVUE
ADVERTISEMENT FOR BIDS**
BID NO. 17006
DATE OF BID OPENING: 13, April, 2017
TIME: 11:00 am
Notice is hereby given that the sealed bids will be received by the City of Bellevue, Washington, for:

**Lower Coal Creek
Flood Hazard Reduction Group 1
Upper Skagit Key Culvert Replacement
BID NUMBER: 17006**

by filing with the Service First Desk, 1st Floor, 450 110th Avenue NE, until 12:00 pm on 13th day of April, at which time such bids will be opened, publicly read and tabulated for submission to the City Council at a future public meeting.
Bids received later than 11:00 am, April 13, 2017, will not be considered.
At that time, bids will be opened, publicly read, and tabulated for submission to the City Council at a future meeting.

Work contemplated to be performed under this contract is as follows:

- Remove existing lower Coal Creek culvert carrying Skagit Key over Coal Creek and other facilities to support construction replacement bridge.
- Install 24-foot span precast concrete slab bridge, on 3.5 foot diameter, about 75 foot deep drilled shafts and abutments.
- Install vinyl sheet piling under bridge for scour protection
- Install metal traffic rail
- Raise Skagit Key and repave 131 feet of roadway
- Replace existing rolled curb with traffic curb and gutter on both sides of Skagit Key
- Replace existing sidewalk on west side of Skagit Key
- Replace 155 feet of existing storm drain with new storm drain and relocate outfalls
- Remove 86 feet of existing waterline and replace with new
- Regrade 95 feet of Coal Creek channel
- Install 45-foot long crib wall structure on left bank of Coal Creek
- Place two habitat log clusters on right bank of Coal Creek
- Place streambank material along Coal Creek channel under bridge
- Revegetate riparian corridor in project area
- Restore residential landscape in project area.

The Engineers Opinion of Probable Cost ranges from \$950,000.00 to \$1,150,000.00

BID BOND REQUIRED: Each bid shall be accompanied by a bid bond in the form of cash, certified check, cashier's check or surety bond in an amount equal to at least 5% of the amount of such bid. Checks shall be made payable to the City Treasurer. Should the successful bidder fail to enter into a contract and furnish a satisfactory performance and payment bond within the time stated in the specifications, the bid bond shall be forfeited to the City of Bellevue.

PLANS AND SPECIFICATIONS FOR THIS PROJECT ARE AVAILABLE ONLINE AT BUILDERS EXCHANGE AT WWW.BXWA.COM The City Engineer, Builders Exchange of Washington to post plans, specifications, addenda, plan holders lists and bid requests for all public works projects. All documents pertaining to this project will be available at the Builders Exchange of Washington, Inc. website at <http://www.bxwa.com> or at the City of Bellevue's website at <http://www.bellevue.gov/bid-invite-titles.htm>. Builder's Exchange will manage the official plan holders list and notification to those on the list of any and all addenda related to this project. Addenda may not be available or updated on any other website other than through the official plan holders list.

SUPPLEMENTAL RESPONSIBLE BIDDER CRITERIA Supplemental Responsible Bidder Criteria will apply to this project, and are included in the Special Contract Information section, Item 17. In a timely manner, Bidders may request, in writing, that the City modify the supplemental criteria. The City reserves the right to modify or not modify the supplemental criteria in its discretion. The City shall issue an Addendum, prior to the Bid Due Date, should it modify the supplemental criteria. The City shall not modify the supplemental criteria after the Bid Due Date, therefore, Bidders are encouraged to request the project modification immediately and before the Bid Due Date the relevancy of the supplemental bidder criteria.

Any bidder determined to be not responsible based on these supplemental criteria may appeal the City's determination by providing additional information to the City within two business days following receipt of the City's written determination that the bidder was determined not responsible.

The City of Bellevue reserves the right to reject any and all bids and to waive irregularities and informalities in the bidding process. No bidder may withdraw their bid for a period of sixty (60) days after the date and time set for the opening thereof.

The successful bidder must comply with the City of Bellevue equal opportunity requirements. The City of Bellevue is committed to a program of equal employment opportunity regardless of race, color, creed, religion, gender, age, national origin, pregnancy, genetic information, marital status, sexual orientation (including gender identity), or the presence of any sensory, physical, or mental disability. The City of Bellevue is also committed to complying with Title VI of the Civil Rights Act of 1964, that prohibits "no person in the United States shall, on the ground of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal financial assistance."

Hard copy plans and specifications are available upon payment of a fee of THIRTY Dollars (\$30) per set of City Hall, located at 450 110th Ave NE, Bellevue in the Service First Desk. This fee is non-refundable. Contract plans and contract specifications will not be mailed.

Published:
Daily Journal of Commerce: 3/23/2017 and 3/30/2017
Seattle Times: 3/23/2017 and 3/30/2017

legals@seattletimes.com

CITY OF BOTHELL NOTICE OF COMPLETE APPLICATION AND OPTIN SEPA NOTICE

The responsible official has a reasonable basis for expecting to issue a SEPA Determination of Non-Significance (DNS) or Approval of a Project. The project is a critical area (MDNS) on this project. As such, the optional DNS/MDNS notice process is not available pursuant to RCW 19.02.010. This may be the only opportunity to comment on the environmental impacts of the proposal.

Issue date: March 30, 2017
End of comment period: April 20, 2017
Applicant: Phoenix Development LLC
16108 Ash Way, Suite 101
Lynnwood, WA 98087

Agent: Lytle Landrie
Hearing information, if applicable: To be determined

Project case number: SUB2017-09921, SEF2017-09922
Project name: Westerford Preliminary Plan

Project description: The applicant is seeking preliminary approval to subdivide two parcels equaling 4.97 acres into 8 single family residential lots. The lots are divided by an un-opened 60 ft. public right of way which will be opened and improved. Building setbacks are less than 25 feet. There are critical areas located on and adjacent to the proposed project site, however, no use of the critical areas is proposed. There are critical areas located on and adjacent to the proposed project site, however, no use of the critical areas is proposed. A storm water detention facility is proposed within the project located between lots 6, 7 and 8, and will be the sole access to lot 7.

Project location: 1231 233rd St. SE, Bothell WA 98021

Other permit applications pending with this project: None at this time.

Other permits approved or required, but not included with this application: Grading permit, Right-of-way permit, Utility permits, Building Department, etc.

Special studies requested of the applicant at this time (RCW 36.70B.07): To be determined

Existing documents that evaluate the impacts of the proposed project: SEPA Environmental checklist, Geotechnical Study, Critical Area Report, Preliminary Drainage Report

Application received: March 17, 2017
Date of notice of complete application: March 23, 2017

The proposal includes the following mitigation measures and/or additional codes, if an MDNS is expected:

- An MDNS is not expected. The Responsible Official anticipates issuing a DNS on this project.

The project review process will incorporate or require mitigation measures regardless of whether an EIS is prepared. A copy of the project proposal is categorically exempt under WAC 197-11-800 (6), (d). 9:00 am - 5:00 pm. Contact Andre Flower, Principal Planner, at atflower@cityofbother.com if you prefer to make an appointment to review the materials with a planner's assistance.

Additional Information: Additional information may be obtained by contacting the Lake Forest Park Planning Department at planning@cityoflakeforest.com or at www.lakeforest.com.

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CITY OF KIRKLAND NOTICE OF APPLICATION WADDELL SHORT PLAT, CASE NO. SUB17-00138

NEIGHBORHOOD: CENTRAL HOUGHTON

PROPOSAL: Moira Houghton of the Blueline Group, the applicant, is requesting a Process 1 Short Plat Permit to subdivide a 32,640 square foot parcel (1.75 acres) into three lots in the RM 3.6 Use Zone. Associated wetland buffer enhancement is also proposed. REVIEW PROCESS/PUBLIC COMMENT: The decision on this application will be made by Planning Director. Written comments must be received prior to 5 PM on 4/17/17. Send written comments to project planner, David Barnes, 123 5th Avenue, Kirkland, WA 98033 or e-mail dbarnes@kirklandwa.gov. Additional information is available at www.kirklandwa.gov. You may contact the Planning and Building Department at 425.587.3600.

Project case number: SUB2017-09921, SEF2017-09922
Project name: Westerford Preliminary Plan

Project description: The applicant is seeking preliminary approval to subdivide two parcels equaling 4.97 acres into 8 single family residential lots. The lots are divided by an un-opened 60 ft. public right of way which will be opened and improved. Building setbacks are less than 25 feet. There are critical areas located on and adjacent to the proposed project site, however, no use of the critical areas is proposed. There are critical areas located on and adjacent to the proposed project site, however, no use of the critical areas is proposed. A storm water detention facility is proposed within the project located between lots 6, 7 and 8, and will be the sole access to lot 7.

Project location: 1231 233rd St. SE, Bothell WA 98021

Other permit applications pending with this project: None at this time.

Other permits approved or required, but not included with this application: Grading permit, Right-of-way permit, Utility permits, Building Department, etc.

Special studies requested of the applicant at this time (RCW 36.70B.07): To be determined

Existing documents that evaluate the impacts of the proposed project: SEPA Environmental checklist, Geotechnical Study, Critical Area Report, Preliminary Drainage Report

Application received: March 17, 2017
Date of notice of complete application: March 23, 2017

The proposal includes the following mitigation measures and/or additional codes, if an MDNS is expected:

- An MDNS is not expected. The Responsible Official anticipates issuing a DNS on this project.

The project review process will incorporate or require mitigation measures regardless of whether an EIS is prepared. A copy of the project proposal is categorically exempt under WAC 197-11-800 (6), (d). 9:00 am - 5:00 pm. Contact Andre Flower, Principal Planner, at atflower@cityofbother.com if you prefer to make an appointment to review the materials with a planner's assistance.

Additional Information: Additional information may be obtained by contacting the Lake Forest Park Planning Department at planning@cityoflakeforest.com or at www.lakeforest.com.

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Additional Information: Additional information may

No. 1 Johnson injures back in fall, unsure for tournament

THE MASTERS |

Seattle Times news services

AUGUSTA, Ga. — Masters favorite Dustin Johnson took a serious fall on a staircase Wednesday and injured his lower back, and his manager said it was uncertain whether the world's No. 1 golfer would be able to play in the tournament.

It was a stunning development on an otherwise quiet day at Augusta National,

where the course was shut down at 1:30 p.m. because of storms.

The real calamity struck a few hours later.

David Winkle, his manager at Hambrick Sports, said Johnson fell on the stairs at the home he is renting in Augusta.

"He landed very hard on his lower back and is now resting, although quite uncomfortably," Winkle said in an email. "He has been advised to remain immobile

and begin a regimen of anti-inflammatory medication and icing, with the hope of being able to play tomorrow."

What might help Johnson is that he is in the last group for the opening round, scheduled to tee off at 11:03 a.m. PDT with two-time Masters champion Bubba Watson and PGA champion Jimmy Walker.

Johnson had been scheduled to attend the Golf Writers Association of America

annual dinner Wednesday night to accept its award as male player of the year. He was coming off a season in which he won the U.S. Open for his first major, was voted PGA Tour player of the year for the first time, won the PGA Tour money title and captured the Vardon Trophy for the lowest adjusted scoring average.

Johnson, 32, rose to No. 1 starting with the first of three straight victories, the first player to do that going into the Masters in more than 40 years. Two of those titles were World Golf Championships, and his undefeated week at the Match Play made him the first player to capture all four of the WGCs.

Par 3 Contest canceled

The popularity of the Masters Par 3 Contest wound up costing the honorary invitees a chance to play. The select group includes those who have won any of golf's other three major championships or the U.S. or British amateurs, but not the Masters.

While still invited to Augusta National, the honorary invitees were told this year to skip the Par 3 Contest. The logistics of trying to complete the contest in the time allotted with the growing numbers was just too much.

Augusta National chairman Billy Payne said more

tournament players and former Masters champions wanted to play the Par 3 Contest, "stretching out the required time to complete it to a point that it became exceedingly difficult to do it."

It wasn't really an issue this year. The Par 3 was called off by bad weather.

But the event has increasingly become one of the highlights of the week, televised by ESPN and featuring everyone from former greats such as six-time masters champion Jack Nicklaus to the young children of players, bounding around the nine-hole course in their white caddie coveralls.

See times > C8

PUBLIC NOTICES

To place a legal ad call 206/652-6018 or email us at legals@seattletimes.com

Public Notices

CITY OF AUBURN ORDINANCE NO. 6645

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AUBURN, WASHINGTON, APPROVING THE FINAL PLAT OF WYNCREST DIVISION III

INTRODUCED, PASSED, APPROVED: April 3, 2017

The full text of the above Ordinance, which is summarized in this publication, will be mailed without charge to any person who requests the text thereof from the Auburn City Clerk.

Published in the Seattle Times April 6, 2017. This ordinance is effective five days after publication.

CITY OF AUBURN ORDINANCE NO. 6646

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AUBURN, WASHINGTON, AMENDING ORDINANCE NO. 6621, THE 2017-2018 BIENNIAL BUDGET ORDINANCE, AUTHORIZING AMENDMENT TO CITY OF AUBURN 2017-2018 BUDGET AS SET FORTH IN THE SCHEDULE "C", SCHEDULE "B", AND SCHEDULE "C"

INTRODUCED, PASSED, APPROVED: April 3, 2017

The full text of the above Ordinance, which is summarized in this publication, will be mailed without charge to any person who requests the text thereof from the Auburn City Clerk.

Published in the Seattle Times April 6, 2017. This ordinance is effective five days after publication.

CITY OF AUBURN ORDINANCE NO. 6647

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AUBURN, WASHINGTON, AMENDING SECTIONS 2.08.020, 2.33.010, 2.36.040, 2.42.020, 2.42.040, 2.43.020, AND 2.84.030 OF THE AUBURN CITY CODE, AND REPEALING SECTION 2.30.040 OF THE CITY CODE, RELATING TO CITY BOARDS AND COMMISSIONS

INTRODUCED, PASSED, APPROVED: April 3, 2017

The full text of the above Ordinance, which is summarized in this publication, will be mailed without charge to any person who requests the text thereof from the Auburn City Clerk.

Published in the Seattle Times April 6, 2017. This ordinance is effective five days after publication.

CITY OF AUBURN ORDINANCE NO. 6649

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AUBURN, WASHINGTON, AMENDING SECTIONS 2.08.020, 2.33.010, 2.36.040, 2.42.020, 2.42.040, 2.43.020, AND 2.84.030 OF THE AUBURN CITY CODE, AND REPEALING SECTION 2.30.040 OF THE CITY CODE, RELATING TO CITY BOARDS AND COMMISSIONS

INTRODUCED, PASSED, APPROVED: April 3, 2017

The full text of the above Ordinance, which is summarized in this publication, will be mailed without charge to any person who requests the text thereof from the Auburn City Clerk.

Published in the Seattle Times April 6, 2017. This ordinance is effective five days after publication.

CITY OF BELLEVUE, WASHINGTON

The following are abstracts of brief summaries of legislation passed by the City Council. A complete copy may be obtained by requesting the legislation by its ordinance number from:

Office of the City Clerk
City of Bellevue
450 Bellevue Avenue, Suite 100
Post Office Box 90012
Bellevue, WA 98009-9012
425-452-6800

Ordinance No. 6349

Ordinance No. 6349 amending the 2017-2023 Utility Capital Investment Program (CIP) Plans by decreasing the total 2017-2018 available budget for the Sewer Pump Station Improvements Program (CIP Plan No. S-16) by \$375,000 and increasing the total 2017-2018 available budget for the Pipeline Replacement Program (CIP Plan No. S-66) by \$375,000.

Ordinance No. 6350

Ordinance No. 6350 authorizing amendment of the 2017-2023 Utility Capital Investment Program (CIP) Plans by decreasing the total 2017-2018 available budget for the Sewer Pump Station Improvements Program (CIP Plan No. S-16) by \$375,000 and increasing the total 2017-2018 available budget for the Pipeline Replacement Program (CIP Plan No. S-66) by \$375,000.

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Ordinance No. 6350

CITY OF BURIEN ADVERTISEMENT FOR BIDS DES MOINES MEMORIAL DRIVE OVERLAY AND REPAIR

Sealed bids will be received at Burien City Hall, 400 SW 152nd Street, Suite 300, Burien, WA 98166 (Phone 206-241-4647) until 2:00 p.m., Thursday, April 20, 2017, and when the bids are opened and publicly read at that time for the construction of the following improvements:

The City-ordered project provides for asphalt planing and overlay, full depth HMA repair, channelization, and other minor items of work, all in accordance with the Contract Documents. The Engineer's estimate is \$291,000.

Bid proposals should be presented in accordance with the Contract Documents, which are available for online viewing and downloading at no cost through Builders Exchange of Washington, Inc., at www.bxwa.com. Click on: "Posted Projects", "Public Works", "City of Burien", and "Projects Bidding". Bidders should "Register as a Bidder" for updates and/or addenda through the website or by calling (425) 258-1303. Contract Documents and Plans will be available for public inspection starting Monday, April 10 at Burien City Hall. Hard copy available with Public Records Request.

Prospective Bidders desiring an explanation or interpretation of the Contract Documents and Plans should submit inquiries by email to brianw@burienwa.gov by 2:00 p.m., Tuesday, April 18, 2017. Oral questions will not be answered and written questions submitted after said date will not be considered.

The City of Burien in accordance with Title VI of the Civil Rights Act of 1964, 42 USC 292, 42 USC 2000d-4 and Title 49, Code of Federal Regulations, Department of Transportation, Subtitle A, Office of the Secretary, Part 21, Nondiscrimination in Federally-Assisted Programs of the Department of Transportation, is hereby pursuant to such Act, hereby notifies all bidders that it will affirmatively ensure that no person shall be excluded from participating in this advertisement, disadvantaged business enterprises as defined at 49 CFR 26.133, and that the City of Burien will submit bids in response to this invitation and will not be discriminated against on the basis of race, color, national origin, or sex in consideration for an award.

Monica Lusk, City Clerk

Published: Seattle Times: April 6, 2017

The Daily Journal of Commerce: April 6, 2017

CITY OF BURIEN WASHINGTON SUMMARY OF ORDINANCE NO. 650

AN ORDINANCE OF THE CITY OF BURIEN, WASHINGTON, AMENDING THE VACATION OF BURIEN PARK ESTATES, RECAUSAW ADDITION, MILLER COURT SUBDIVISION, THE WESTVIEW TRACTS AND WALKER'S GARDEN TRACTS, SUBDIVISIONS, TOGETHER WITH THE VACATION OF ADJACENT RIGHTS-OF-WAY.

On the 3rd day of April, 2017, the City Council of the City of Burien, Washington, passed Ordinance No. 650 approving the vacation of Westridge - 10 Subdivision, adopting findings and conclusions, providing for subdivision vacations and alterations, providing for reservation of easements, granting construction of improvements, and providing for the vacation of the City of Burien for a copy of the text.

APPROVED by the City Council at its meeting of April 3, 2017.

Monica Lusk, City Clerk
City of Burien
400 SW 152nd Street, Suite 300
Burien, WA 98166
Published in the Seattle Times: April 6, 2017

CITY OF BURIEN WASHINGTON SUMMARY OF ORDINANCE NO. 667

AN ORDINANCE OF THE CITY OF BURIEN, WASHINGTON, APPROVING THE SUBDIVISION OF PARCEL NO. 1, KNOWN AS WESTVIEW AT MANHATTAN

On the 3rd day of April, 2017, the City Council of the City of Burien, Washington, passed Ordinance No. 667 adopting and incorporating the findings, conclusions, and recommendations of the Planning and Zoning Commission, and the Hearing Examiner for final approval, subject to conditions, of the Westview at Manhattan Subdivision, including savings and establishing an effective date.

The full text of this ordinance will be mailed without charge to anyone who submits a written request to the City Clerk of the City of Burien for a copy of the text.

APPROVED by the City Council at its meeting of April 3, 2017.

Monica Lusk, City Clerk
City of Burien
400 SW 152nd St., Ste. 300
Burien, WA 98166
Published in the Seattle Times: April 6, 2017

CITY OF KIRKLAND NOTICE OF APPLICATION SLATER AVENUE CORNER PLAT, CASE NO. SUB16-0281

NEIGHBORHOOD: NORTH ROSE HILL

PROPOSAL: Toby Coenen of Pace Engineers, the applicant, is requesting a plat for subdivision with wetland buffer modification. REVIEW PROCESS/PUBLIC COMMENT: The decision on this application will be made by Planning Director. Written comments must be received prior to 5 PM on 4/24/17. Send written comments to project planner, Scott Guter, 123 5th Avenue, Kirkland, WA 98033 or e-mail sauter@kirklandwa.gov. Additional information is available at www.burienwa.gov or you may contact the Planning and Building Department at 425.587.3600. Publishing Date: 4/6/17

CITY OF KIRKLAND NOTICE OF PUBLIC HEARING BEFORE HEARING EXAMINER

SUBJECT: Devon Lane Rezonable Use Exception, File No. SAR16-01828. Reasonable Use Exception Permit for the construction of a new single family residence. ALTERNATIVE PLAT NO. 0120000120; NEIGHBORHOOD: Everest. PUBLIC HEARING: Hearing Examiner on 4/20/17 at 9:00 a.m. in the City Hall Council Chamber, 123 5th Avenue, Kirkland, WA 98033. PUBLIC COMMENT DEADLINE: Comments may be submitted prior to and/or at the hearing. STAFF CONTACT: Sean LeRoy, City of Kirkland Planning and Building Department at (425) 587-3260 or seleoy@kirklandwa.gov. More information is also available at www.burienwa.gov. Publishing Date: 4/6/17

CITY OF SHORELINE NOTICE OF PRELIMINARY SHORT PLAT APPLICATION

Location: 1709 NE 146th Street; Application No. #202249, Project Description: Two-lot subdivision

The public comment period ends April 21, 2017 at 5:00 p.m. Please mail, fax (206) 801-2788 or deliver comments to City of Shoreline, Attn: Brian Lee, 17500 Midvale Avenue N, Shoreline, WA 98133 or email to blee@shorelinewa.gov.

Administrative Appeal: Written appeals of the decision may be filed with the City Hearing Examiner pursuant to SMC 20.30.200-20.30.430 - within 14 days of Notice of Decision.

Copies of the full notice of application, application materials, and applicable codes are available for review at City Hall, 17500 Midvale Avenue N.

PLACE A LEGAL NOTICE

206/652-6018
legals@seattletimes.com

PLACE A LEGAL NOTICE
206/652-6018
legals@seattletimes.com

CITY OF TUKWILA CALL FOR BIDS

NOTICE IS HEREBY GIVEN that sealed bids will be received by the City of Tukwila, Washington, at the office of the City Clerk, in Tukwila City Hall, 6200 Southcenter Boulevard, Tukwila, Washington 98188, up to and including 9:30 a.m. on Thursday, April 20, 2017. Bids will be opened and publicly read aloud at 10:00 a.m. on Thursday, April 20, 2017.

2016 ANDOVER PARK EAST
SEWER REPAIR

PROJECT NO. 91140203

The Work to be performed within 30 working days from the date of Notice to Proceed consists of furnishing all materials, equipment, tools, labor, and other work or items incidental thereto for:

construction of approximately 435 linear feet of sewer improvements within the right-of-way of Andover Park East, including but not limited to replacing existing asbestos-containing main with PVC pipe and other work necessary to complete the Work as specified and shown in the Contract Documents.

Each bid shall be in accordance with the bid documents available free of charge on-line through Builders Exchange of Washington, Inc. at <http://www.bxwa.com>. Click on: "Posted Projects", "Public Works", "City of Tukwila", and "Projects Bidding". Bidders are encouraged to "Register as a Bidder" in order to receive automatic e-mail notification of addenda and to be placed on the "Bidders List". This service is provided free of charge to Prime Bidders, Subcontractors and Vendors bidding this project. Contact Builders Exchange of Washington at (425) 258-1303, should you require further assistance. Informational copies of any available maps, plans, specifications, and subsurface information are on file for review in the office of the Tukwila City Engineer, at the Public Works Department.

All bid proposals shall be submitted according to the Information for Bidders. Each bid shall be accompanied by a bid proposal deposit in the form of a cash deposit, certified or U.S. Treasury Note, or U.S. Treasury surety bond payable to the City of Tukwila, for a sum not less than five percent (5%) of the estimated project value, including sales tax. Should the successful bidder fail to enter into such contract and be forfeited to the City of Tukwila.

The City of Tukwila hereby notifies all bidders that it will affirmatively ensure that in any contracts entered into pursuant to this advertisement, no person shall be excluded from participating in this advertisement, disadvantaged business enterprises will be afforded full opportunity to submit bids in response to this invitation and will not be discriminated against on the basis of race, color, sex or national origin in consideration for an award.

The City reserves the right to reject any and all bids, and to award the contract to the bidder and make the award as deemed to be in the best interest of the City.

CITY OF TUKWILA
Christy O'Flaherty, MMC, City Clerk
Published Seattle Times: April 6, 2017, and April 13, 2017

CITY OF TUKWILA PUBLIC NOTICE OF ORDINANCE ADOPTION FOR ORDINANCES 2527-2534

On April 13, 2017, the City Council of the City of Tukwila, Washington, adopted the following ordinances, the main points of which are summarized by title as follows:

Ordinance 2527: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TUKWILA, WASHINGTON, REPEALING ORDINANCE NO. 1622, REENACTING TUKWILA MUNICIPAL CODE CHAPTER 2.30, "TUKWILA ARTS COMMISSION," TO UPDATE ORGANIZATIONAL STRUCTURE AND PROCEDURES; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE.

Ordinance 2528: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TUKWILA, WASHINGTON, REPEALING ORDINANCE NO. 1622, REENACTING TUKWILA MUNICIPAL CODE CHAPTER 2.30, "TUKWILA ARTS COMMISSION," TO UPDATE ORGANIZATIONAL STRUCTURE AND PROCEDURES; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE.

Ordinance 2529: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TUKWILA, WASHINGTON, REPEALING ORDINANCE NO. 1622, REENACTING TUKWILA MUNICIPAL CODE CHAPTER 2.30, "TUKWILA ARTS COMMISSION," TO UPDATE ORGANIZATIONAL STRUCTURE AND PROCEDURES; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE.

Ordinance 2530: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TUKWILA, WASHINGTON, REPEALING ORDINANCE NOS. 1841, 2033, 2143 AND 2145, "CIVIL SERVICE COMMISSION," TO UPDATE ORGANIZATIONAL STRUCTURE AND PROCEDURES; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE.

Ordinance 2531: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TUKWILA, WASHINGTON, REPEALING ORDINANCE NO. 1622, REENACTING TUKWILA MUNICIPAL CODE CHAPTER 2.34, "HUMAN SERVICES ADVISORY BOARD," TO UPDATE ORGANIZATIONAL STRUCTURE AND PROCEDURES; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE.

Ordinance 2532: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TUKWILA, WASHINGTON, REPEALING ORDINANCE NOS. 1765, 1520 AND 1405; REENACTING TUKWILA MUNICIPAL CODE CHAPTER 2.34, "HUMAN SERVICES ADVISORY BOARD," TO UPDATE ORGANIZATIONAL STRUCTURE AND PROCEDURES; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE.

Ordinance 2533: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TUKWILA, WASHINGTON, REPEALING ORDINANCE NOS. 1841, 2033, 2143 AND 2145, "CIVIL SERVICE COMMISSION," TO UPDATE ORGANIZATIONAL STRUCTURE AND PROCEDURES; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE.

Ordinance 2534: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TUKWILA, WASHINGTON, REPEALING ORDINANCE NOS. 1841, 2033, 2143 AND 2145, "CIVIL SERVICE COMMISSION," TO UPDATE ORGANIZATIONAL STRUCTURE AND PROCEDURES; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE.

The full text of these ordinances will be provided upon request.

Christy O'Flaherty, MMC, City Clerk
Published Seattle Times: April 6, 2017

IN THE WEST DIVISION DISTRICT COURT OF THE STATE OF WASHINGTON FOR THE COUNTY OF KING, SEATTLE COURTHOUSE

RAY KLEIN, INC.,
dba Professional Credit Service,
Plaintiff,
vs.
MATTHEW MILLER,
Defendant.

CASE NO. 145-12553

NOTE FOR MOTION DOCKET
FOR PLAINTIFF'S MOTION
FOR DEFAULT JUDGMENT

TO THE CLERK OF THE COURT AND TO: Matthew Miller 433 121th Avenue E Seattle, WA 98102

Please take notice that the Plaintiff's Motion for Default Judgment will be heard on April 24, 2017 at 10:00 a.m. in King County District Court, 516 Third Avenue, Room E-327, Seattle, WA 98104. TAKE NOTICE that the Plaintiff is requesting for default judgment against Defendant Matthew Miller on April 24, 2017 unless an Answer is filed.

Dated this 6th day of April, 2017.

/s/ Eric Acuario
Eric Acuario, WSBA #47852
Attorney for Plaintiff

206/652-6018